

Patterson Belknap Webb & Tyler LLP

1133 Avenue of the Americas New York, NY 10036-6710 212.336.2000 fax 212.336.2222 www.pbwt.com

December 10, 2012

By ECF

Hon. Kiyo Matsumoto
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Geoffrey Potter
Partner
(212) 336-2050
Direct Fax (212) 336-7906
gpotter@pbwt.com

**Re: Innovation Ventures, LLC and Living Essentials, LLC v. Ultimate
One Distributing Corp., et al., 12 Civ. 5354**

Dear Judge Matsumoto:

I write on behalf of Plaintiffs (collectively “Living Essentials”) and Defendant Quality King Distributors (“QKD”) in this matter. Pursuant to the Court’s orders dated November 19, 2012, and December 3, 2012, Living Essentials and QKD have been negotiating in good faith the terms of a preliminary injunction. Although our negotiations have progressed, a final resolution has not yet been reached.

To allow the parties time to finalize the terms an agreement, Living Essentials and QKD jointly request that the TRO be extended against QKD for one additional week, to December 17, 2012. By that time, Living Essentials and QKD are confident that they will be able to agree on the terms of a preliminary injunction and that a further conference will not be necessary.

Respectfully submitted,



Geoffrey Potter

cc: Counsel for Defendants (via ECF)